



SWABEY
OGILVY RENAULT

PATENT & TRADE-MARK AGENTS

✓ Sec 9
\$
#5

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Montreal, September 21, 2001

HAND-DELIVERED

Commissioner of Patents and Trademarks
Washington, D.C. 20231
U.S.A.

U.S.A. - Patent Application
09/863,904 - filed May 24, 2001
"METHOD FOR MODELING THE TRANSPORT
OF IONS IN HYDRATED CEMENT SYSTEMS"
Inventors: Jacques Marchand et al.
Applicant: SIMCO Technologies Inc.
Our Reference: 15200-1US JA/IC/mp

Sir:

This is in response to the Office letter dated July 24, 2001.

We are now submitting the requested Figure 20 and the signed declaration. We are also submitting evidence that Figure 20 was in fact deposited on May 24, 2001.

We are enclosing our Cheque No. 009485 in the amount of \$550.00 in payment of the Basic Filing Fee for a small entity (\$355.00), Fee for Late Filing of the Declaration (\$65.00) and Petition Fee under 37 CFR 1.17(h) (\$130.00). Any deficiencies in the fees should be charged to our Deposit Account No. 19-5113.

Respectfully submitted,

James Anglehart (Reg. No. 38,796)
Attorney or Agent of Record
SWABEY OGILVY RENAULT
1981 McGill College Avenue, Suite 1600
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OCT 31 2001

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Enclosures: Signed Declaration
Petition
Evidence of filing of Figure 20
Cheque No. 009485 - \$550.00
Part 2 - Form PTO-1533 (two copies)
Post Card



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/863,904	05/24/2001	Jacques Marchand	15200-1US JA/IC



020988
 SWABEY OGILVY RENAULT
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CONFIRMATION NO. 9355

FORMALITIES LETTER



OC00000006334644

Date Mailed: 07/24/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

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An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

09/25/2001 0ABRHAM1 00000021 09863904

The following item(s) appear to have been **omitted** from the application:

01 FC:201
 02 FC:205

355.00 OP
 65.00 OP

- Figure(s) **20** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR**

1.136(a) or (b). In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05PM

SWABEY OGILVY MIL 514 288 8389

NO. 0711 P. 2/22

Sign (+) inside the box →

MAY 24 2001

PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

Only for new nonprovisional applications under 37 C.F.R. § 1.53(b)

Attorney Docker No. 15200-1US JA/IC

First Inventor Jacques MARCHAND

Title METHOD FOR MODELING THE TRANSPORT OF IONS IN
HYDRATED CEMENT SYSTEMS

Express Mail Label No.

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
Applicant claims small entity status.

See 37 CFR 1.27.

2. Specification

(Total Pages

54

(preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix.
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. Drawing(s) (35 U.S.C. 113) (Total Sheets

20

5. Oath or Declaration (Total Pages

3

a. Newly executed (original or copy)

b. Copy from a prior application (37 C.F.R. § 1.63(d))
(for continuation/divisional with Box 18 completed)

i. **DELETION OF INVENTOR(S)**

Signed statement attached detailing
Inventor(s) named in the prior application.
See 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

6. Application Data Sheet. See 37 CFR 1.76.

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231CD-ROM or CD-R In duplicate, large table or Computer
Program (Appendix)b. Nucleotide and Amino Acid Sequence Submission
(Applicable if Box 18 is checked)

a. Computer Readable Copy

b. Specification Sequence Listing on:
i. CD-ROM or CD-R (2 copies); or
ii. paper

c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))

10. 37 C.F.R. § 3.73 (b) Statement Power of
Attorney
(when there is an assignee)

11. English Translation Document (if applicable)

12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS
Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503)
(Should be specifically requested)

15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)

16. Request and Certification under 35 U.S.C.
122(b)(2)(B)(i). Applicant must attach form
PTO/SB/35 or its equivalent

17. Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-In-part (CIP)

of prior application No. _____

Group / Art Unit: _____

Prior application Information: Examiner _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

10. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label

or Correspondence address below

Name

Address

City

Country

PATENT AND TRADEMARK OFFICE

Postal Code
or Zip Code

State

Telephone

514-845-7126, EXT. 3083

Fax 514-288-8389

Name (Print/Type)

Jacques ANGELIART

Registration No. (Attorney/Agent)

38,796

Date

May 24, 2001

BEST AVAILABLE COPY



SWABEY OGILVY RENAULT

S.E.N.C.

PATENT AND TRADEMARK AGENTS

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Montreal, Quebec, Canada H3A 2Y3
(514) 845-7126 - Fax: (514) 288-8389

(please place mailroom date stamp here)

Filing Cover Sheet for Document Filed with U.S. PTO Mailroom

Agent's file reference: 15200-1US JA/IC/mp

Ser. No. and filing date (if known): /

TYPE OF DOCUMENT SUBMITTED

Patent application Provisional Nonprovisional
 Response to NOTICE TO FILE MISSING PARTS
 IDS Response to office action
 Issue fee Formal drawings
 Other: _____



CONTENTS OF SUBMISSION

specification having pages (no claims)
 specification having 54 pages and 20 claims
 20 sheets of INFORMAL drawings
 UNSIGNED inventor declaration with 0 signature(s)
 assignment(s) and assignment recordal sheet(s) (in number)
 cheque number in amount of
 response with pages
 other item with 1 page and described by:

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OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Patent Application Transmittal Form

confirmation postcard (to be prepared by Patent Providers)

Hand delivered to PTO mailroom by: _____

Time and date of delivery: _____

This sheet must be stamped by mailroom and returned to us by fax the same day
 Please call Isabelle at 514-845-7126 ext 3060 immediately to confirm filing.

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request:	2 Serial/Patent #	09/863684		
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
<input type="checkbox"/> Filing				\$
<input type="checkbox"/> Amendment				\$
<input type="checkbox"/> Extension of Time				\$
<input type="checkbox"/> Notice of Appeal/Appeal				\$
<input checked="" type="checkbox"/> Petition				\$ 130 ⁰⁰
<input type="checkbox"/> Issue				\$
<input type="checkbox"/> Cert of Correction/Terminal Disc.				\$
<input type="checkbox"/> Maintenance				\$
<input type="checkbox"/> Assignment				\$
<input type="checkbox"/> Other				\$
		7 TOTAL AMOUNT OF REFUND	\$	
		8 TO BE REFUNDED BY:		
10 REASON:		Treasury Check		
<input type="checkbox"/> Overpayment		Credit Deposit A/C #:		
<input type="checkbox"/> Duplicate Payment		, 19--5113		
<input checked="" type="checkbox"/> No Fee Due (Explanation):		<i>Refund Accornted by Office emr</i>		
11 REFUND REQUESTED BY:				
TYPED/PRINTED NAME:		<i>Silcox, J</i>		
SIGNATURE:		<i>Silcox, J</i>		
OFFICE:		*****		
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APPROVED: <i>Alicia Kelly</i>		DATE: 1-8-02		

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

Office of Finance
Refund Branch
Crystal Park One, Room 802B